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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,)
10 Plaintiff,) Case No.: 2:20-mj-00709-BNW-1
11 vs.)
12 SHEENA ELKIND,) **STIPULATION TO CONTINUE
13 PRELIMINARY EXAMINATION DATE
14 (TENTH REQUEST)**
15 Defendant.)

16)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
17 Acting United States Attorney, District of Nevada, and Shaheen Torgoley, Assistant United
18 States Attorney, counsel for the United States of America, and Gabriel L. Grasso, Esq,
19 counsel for SHEENA ELKIND, that the Preliminary Examination hearing currently
20 scheduled for November 23, 2021 at 10:00 a.m., be vacated and set to a date and time
21 convenient to this court but no sooner than sixty (60) days.
22
23 The Stipulation is entered into for the following reasons:
24
25 1. The parties are currently in pre-indictment negotiations meant to resolve this
case by the filing of an Information.
26
27 2. Ms. ELKIND is on Pretrial Release and does not object to the continuance.
28
3. The parties agree to the continuance.

- 1 4. The additional time requested herein is not sought for purposes of delay, but
2 merely to allow counsel for defendant sufficient time within which to be able to
3 effectively and complete investigation of the discovery materials provided.
4 5. Denial of this request for continuance would result in a miscarriage of justice.
5 6. The additional time requested by this Stipulation is excusable in computing the
6 time within which the trial herein must commence pursuant to the Speedy Trial
7 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors
8 under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).
9 7. This is the tenth request for a continuance of the preliminary hearing date in this
10 case.

12 DATED this 12th day of November 2021.

13 GABRIEL L. GRASSO, P.C.
14 Counsel for SHEENA ELKIND

15 By /s/ Gabriel L. Grasso
16 GABRIEL L. GRASSO, ESQ.

13 CHRISTOPHER CHIOU
14 Acting United States Attorney

15 By /s/ Shaheen Torgoley
16 Assistant United States Attorney

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
Plaintiff,) Case No.: 2:20-mj-00709-BNW-1
vs.)
SHEENA ELKIND,) **FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER**
Defendant.)

14

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore,
the Court finds that:

1. The parties are currently in pre-indictment negotiations meant to resolve this case by the filing of an Information.
2. Ms. ELKIND is on Pretrial Release and does not object to the continuance.
3. The parties agree to the continuance.
4. The additional time requested herein is not sought for purposes of delay, but merely to allow counsel for defendant sufficient time within which to be able to effectively and complete investigation of the discovery materials provided.
5. Denial of this request for continuance would result in a miscarriage of justice.
6. The additional time requested by this Stipulation is excusable in computing the time within which the trial herein must commence pursuant to the Speedy Trial

Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors
under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

7. This is the ninth request for a continuance of the preliminary hearing date in this
case.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest
of the public and the defendant in a speedy trial, since the failure to grant said continuance
would be likely to result in a miscarriage of justice, would deny the parties herein sufficient
time and the opportunity within which to be able to effectively and thoroughly prepare for
trial, taking into account the exercise of due diligence.

The continuance sought herein is excusable under the Speedy Trial Act, Title 18,
United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title
18, United States Code, § 3161(h)(7)(B)(i), (iv).

ORDER

IT IS THEREFORE ORDERED that the Preliminary Examination hearing currently
scheduled for November 23, 2021, at 10:00 a.m., be vacated and continued to
January 27, 2022 at 1:00 p.m.

DATED this 15th day of November, 2021.



UNITED STATES JUDGE